

Hon. Richard A. Jones

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

MASTERS SOFTWARE, INC.,

Plaintiff,

v.

DISCOVERY COMMUNICATIONS,
INC., THE LEARNING CHANNEL, INC.,
THE LEARNING CHANNEL, LLC, and
BARTOLO "BUDDY" VALASTRO,

Defendants.

NO. 2:10-CV-405-RAJ

STIPULATION AND ORDER
DISSOLVING PRELIMINARY
INJUNCTION, EXONERATING
INJUNCTION BOND AND
DISMISSING ACTION WITH
PREJUDICE

STIPULATION

Plaintiff, Masters Software, Inc., and defendants, Discovery Communications, Inc., The Learning Channel, Inc., The Learning Channel, LLC and Bartolo "Buddy" Valastro, by and through their undersigned counsel of record, hereby stipulate to entry of the subjoined Order (1) dissolving the preliminary injunction issued herein on July 16, 2010, (2) exonerating the injunction bond posted by Plaintiff herein, and (3) dismissing this action with prejudice and without award of costs or attorneys' fees to either party.

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STIPULATION AND ORDER FOR
DISMISSAL WITH PREJUDICE - 1

MUNDT MACGREGOR L.L.P.

ATTORNEYS AT LAW

271 Wyatt Way NE, Ste. 106, Bainbridge Is., WA 98110
Telephone (206) 624-5950

1 DATED this 19th day of October, 2010.

2 LAW OFFICE OF K.D. LONG, PLLC

THE SHERMAN LAW FIRM, PLLC

3
4 By Kathleen D. Long

5 Kathleen D. Long

By William R. Sherman

William R. Sherman

6 MUNDT MacGREGOR L.L.P.

Anthony V. Lupo (admitted *pro hac vice*)

Randall A. Brater (admitted *pro hac vice*)

7 ARENT FOX LLC

8 By J. David Stahl

9 J. David Stahl

10 Attorneys for Plaintiff, Masters
Software, inc.

Attorneys for Defendants, Discovery
Communications, Inc., The Learning
Channel, Inc., The Learning Channel, LLC
and Bartolo "Buddy" Valastro

11 Paul B. Gaffney

12 Sarah F. Teich

13 WILLIAMS & CONNOLLY

14 Attorneys for Defendants Discovery
Communications, Inc., The Learning
Channel, Inc. and The Learning Channel,
15 LLC

16
17
18 ORDER

19 PURSUANT TO the foregoing Stipulation of the parties, IT IS HEREBY

20 ORDERED as follows:

21 1. The preliminary injunction issued herein on July 16, 2010 is

22 DISSOLVED and of no further force or effect;

23 2. The injunction bond posted by Plaintiff, Masters Software, Inc. herein,

24 Bond No. 0539558, issued by International Fidelity Insurance Company, is EXONERATED
25 and DISCHARGED; and
26

STIPULATION AND ORDER FOR
DISMISSAL WITH PREJUDICE - 2

MUNDT MACGREGOR L.L.P.

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Honorable Richard A. Jones

Presented by:

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Kathleen D. Long
WSB No. 38317

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Attorneys for Plaintiff, Masters Software, Inc.

Entry approved; Notice of
presentation waived:

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Channel, Inc. and The Learning Channel, LLC

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STIPULATION AND ORDER FOR
DISMISSAL WITH PREJUDICE - 4

MUNDT MACGREGOR L.L.P.

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Certificate of Service

Kathleen Long declares as follows:

I hereby certify that on October 21, 2010, I electronically filed the foregoing Stipulation and Order Dissolving Preliminary Injunction, Exonerating Injunction Bond, and Dismissing Action with Prejudice with the Clerk of the Court for the U.S. District Court for the Western District of Washington (Seattle) by using the CM/ECF system. The following participants will receive service through the CM/ECF system:

Co-Counsel for Plaintiff

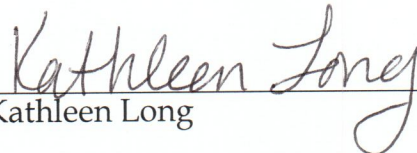
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Kathleen Long